

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re the Application of:**

**Kenneth J. ARTIS**

**Serial No.:** 10/678,390

**Filed:** October 3, 2003

**For:** METHOD AND SYSTEM FOR  
FACILITATING CREATION AND  
PROMOTION OF CREATIVE  
WORKS

**Customer No.:** 29000

**Confirmation No.:** 3517

**Group Art Unit:** 3609

**Examiner:** Liu, Chia-Li

**Office Action mailed:**

May 14, 2009

---

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION**

**PURSUANT TO 37 CFR 1.116(B)(2)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper responds to the final Office Action dated May 14, 2009, and is being filed concurrently with a Notice of Appeal.

Claims 1 - 17 are pending, while claims 18 - 42 and 44 have been withdrawn. The pending claims presently stand rejected as allegedly unpatentable under 35 U.S.C. § 103(a) over U.S. Patent publication 2004/0015427 A1 (Camelio) in view of U.S. Patent 7,003,493 (Weichert) and U.S. Patent publication 2002/0198763 (Pittelli). The pending claims are also subject to a rejection under § 112(1) due to the use of the term "locked account".

Without acquiescence in the grounds of rejection and without prejudice to pursue the original claimed subject matter at a later time (by continuation application or otherwise), the claims have been amended herein to respond to the § 112(1) rejection, thereby eliminating one issue from the Office Action and placing the claims in better condition for appeal. Although Applicant had previously used the term "locked account" in the claims, the Examiner did not raise an objection to this terminology until the Final Office Action. Therefore, Applicant has not previously had an opportunity to address this objection. Applicant believes that, although the original claim language was proper, the amended claim language will overcome the 112(1) rejection.

Accordingly, please amend this application as shown herein. Reconsideration of the grounds of rejection is respectfully requested in view of the accompanying remarks.

**Summary of Claims**

Pending:	1 – 17
Amended:	1
Canceled:	43
Unchanged:	2 – 17
Withdrawn:	18 – 42, 44

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 15 of this paper.